

1771

Attorney Docket No. 101769-112/usa AG 478.2-KGB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED  
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JUN 24 2004

APPLICATION NO. : 09/988,548  
 APPLICANT : Bernd LUHMANN et al  
 FILED : November 20, 2001  
 FOR : Adhesive Tape  
 ART UNIT : 1771  
 EXAMINER : D. Zirker

OFFICIAL

June 24, 2004

Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Sir:

Your petitioner, tesa AG, of Hamburg, Germany, represents that it is the 100% owner of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on November 24, 1997 at Reel 008890, Frame 0501 (assigning rights from Bernd Luhmann and Andreas Juughans to Beiersdorf AG) and a further assignment which was recorded on February 1, 2002, at Reel 012590, Frame 0880 (assigning rights from Beiersdorf AG to tesa AG). Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 6,372,335, issued on April 16, 2002, for Adhesive Tape, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,372,335, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened.

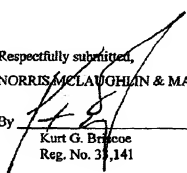
Application no. 09/988,548  
Applicant: Bernd LUHMANN et al  
Terminal Disclaimer

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any Terminal Disclaimer of U.S. Patent No. 6,372,335 in the event that it later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 C.F.R. 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any Terminal Disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney/agent of record and authorized to sign and submit this terminal disclaimer, and has no ownership interest in the above-identified application.

The Commissioner is hereby authorized to charge the fee in the amount of \$110.00 as required to Deposit Account Number 14-1263.

Respectfully submitted,  
NORRIS MCLAUGHLIN & MARCUS, P.A.

By   
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence (2 pages total) is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date June 24, 2004

By   
Jennifer Archer